



UNITED STATES PATENT AND TRADEMARK OFFICE

First Named

Inventor : David S. Majkzrak

Appln. No.: 10/772,122

Filed : February 4, 2004

For : HIGH CAPACITY SICKLE SECTION

Docket No.: C136.12-0016

Group Art Unit: 3671

Examiner:

Alicia M. Torres

REQUEST FOR RECONSIDERATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

I HEREBY CERTIFY THAT THIS PAPER IS
BEING SENT BY U.S. MAIL, FIRST CLASS, TO
THE COMMISSIONER FOR PATENTS, P.O.
BOX 1450, ALEXANDRIA, VA 22313-1450, THIS

4TH DAY OF April,
2007.
Peter J. Jones
PATENT ATTORNEY

Sir:

Applicants hereby respectfully request that the Examiner reconsider the final rejection of claims 1, 2, 4 and 5 in the present application. In the Advisory Action, the Examiner alleges that Poget's cutting line is about 7% the length of the straight line not 50% as the Applicant argues. However, Applicant would like to point out that the 50% number is the relative difference between 7% and 14%. The term "about" cannot have a relative difference of 50%.

The Examiner also references the Pierson patent and alleges that the Pierson patent discloses a ratio of about 13%. Applicant respectfully submits that the ratio in the Pierson patent is about 24% which is again more than 50% greater than the 14% ratio claimed.

Finally, Applicant submits that having submitted secondary considerations which overcomes the obviousness rejection. Applicant is not required to state whether the structure of a sickle the combination of the Poget patent and the Henderson patent would fail to address the same needs and provide the same results as the combination. Having established secondary considerations, the obviousness rejection has been overcome.

Finally, Applicants respectfully request the Office to provide any additional rejections to the application. If new rejections are provided, Applicants respectfully request that a Non-Final

Office Action be issued.

The Director is authorized to charge any fee deficiency required by this paper or credit any overpayment to Deposit Account No. 23-1123.

Respectfully submitted,

WESTMAN, CHAMPLIN & KELLY, P.A.

By: 

Peter J. Ims, Reg. No. 48,774
900 Second Avenue South, Suite 1400
Minneapolis, Minnesota 55402-3244
Phone: (612) 334-3222 Fax: (612) 334-3312

PJI:mek